


## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): ARAKAWA et al.	Allowed: November 30, 2006	<b>FAX RECEIVED</b> MAR 16 2007
Serial No.: 09/936,484	Confirmation No.: 4422	
Filed: December 6, 2001	Issue Fee paid on February 20, 2007	<b>OFFICE OF PETITIONS</b>
Title: COMMUNICATION DEVICE OF MOBILE UNIT	Atty. Dkt.: VX012358 PCT	
	Group Art Unit: 2617	
	Examiner: PEREZ, Julio R.	

Commissioner for Patents  
Alexandria, VA 22314  
Mail Stop Petitions

March 16, 2007

<b>CERTIFICATE OF FACSIMILE TRANSMISSION</b>
I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Office of Petitions, Fax No. 571-273-0025, on March 16, 2007.
Typed Name: R. Eugene Varndell, Jr.
Signature: 

**PETITION TO WITHDRAW FROM ISSUE PURSUANT TO 37 C.F.R. §1.313(c)(2)**

Sir:

Subsequent to payment of the issue fee payment on February 20, 2007, and pursuant to 37 C.F.R. 1.313(c)(2), Applicant hereby petitions that the above identified patent application be withdrawn from issue in view of the Request for Continued Examination filed concurrently herewith. A Supplemental Information Disclosure Statement is being submitted herewith as well. The three U.S. patent documents listed in the attached Supplemental Information Disclosure Statement were cited in a search report issued by the EPO on May 15, 2002, apparently in a related application. However, this information was not communicated to the applicant's Japanese associated until February 27, 2007, and not communicated to the undersigned until March 14, 2007, namely, after the issue fee was paid on February 20, 2007. Therefore, this information could not have been submitted

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in this application before payment of the issue fee, such as by filing a Request for Continued Examination.

In view of the above remarks and the attached papers, Applicants respectfully request that the present PETITION be granted, that the application be withdrawn from issue, and that the Request for Continued Examination filed herewith and the Supplemental Information Disclosure Statement be entered into the record.

Authorization is hereby given to charge the requisite petition fee of \$130 pursuant to 37 C.F.R. §1.17(i) and the requisite RCE fee of \$790 pursuant to 37 C.F.R. §1.17(e). Although no additional fees are believed to be due, authorization is hereby given to charge any unforeseen fees to deposit account 50-1147.

Respectfully submitted,

  
R. Eugene Varnell, Jr.  
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SPECIALIZING IN PATENTS, TRADEMARKS &amp; COPYRIGHTS

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PRACTICE LIMITED TO FEDERAL PATENT,  
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MAR 16 2007

OFFICE OF PETITIONS

FACSIMILE TRANSMISSIONDate: March 16, 2007

Pages: 7

To: Office of Petitions  
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From: R. Eugene Varndell, Jr.

Fax No.: 571-273-0025

Subject: PETITION TO WITHDRAW FROM ISSUE PURSUANT TO  
37 C.F.R. §1.313(C)(2)Comments:

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Allowed: November 30, 2006

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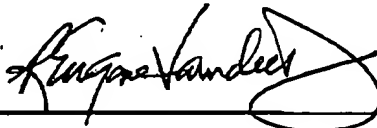
Examiner: PEREZ, Julio R.

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Based on PTO/SB/21

<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/936,484	<b>FAX RECEIVED</b>
	Filing Date	12/6/2001	
	First Named Inventor	ARAKAWA et al.	<b>MAR 16 2007</b>
	Group Art Unit	2617	<b>OFFICE OF PETITIONS</b>
	Examiner Name	PEREZ, Julio R.	
	Attorney Docket Number	VX012358 PCT	

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> To Convert a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request of Refund	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below): <div style="border: 1px solid black; padding: 2px;">Request for Continued Examination</div> <div style="border: 1px solid black; padding: 2px;">Petition to Withdraw From Issue Pursuant to 37 C.F.R. §1.313 (C)(2)</div>
<input type="checkbox"/> Response to Missing Parts/Incomplete Application  <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	Remarks  	
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm or Individual name	R. Eugene Varndell, Jr. (Reg. No. 29,728) Posz Law Group, PLC	
Signature		
Date	March 17, 2007	

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